

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF CALIFORNIA

CHARLES DAVILA,

Plaintiff,

v.

DAVID G. SMITH,

Defendant.

1:15-cv-00094-GSA (PC)

ORDER TO SUBMIT NEW APPLICATION
TO PROCEED IN FORMA PAUPERIS
OR PAY FILING FEE WITHIN 45 DAYS

Plaintiff is a state prisoner proceeding pro se in a civil rights action pursuant to 42 U.S.C. § 1983. On January 20, 2015, Plaintiff submitted an application to proceed in forma pauperis pursuant to 28 U.S.C. § 1915. However, Plaintiff did not submit the application on the application used by this court. Plaintiff shall be granted additional time to submit a new application.

Accordingly, IT IS HEREBY ORDERED that:

Within forty-five (45) days of the date of service of this order, plaintiff shall submit the attached application to proceed in forma pauperis, completed and signed, or in the alternative, pay the \$400.00 filing fee for this action. **No requests for extension will be granted without a showing of good cause.** Within sixty (60) days of the date of service of this order, plaintiff shall submit a certified copy of his/her prison trust statement for the six month period immediately preceding the filing of the complaint. **Failure to comply with this order will result in dismissal of this action.**

IT IS SO ORDERED.

Dated: January 22, 2015

/s/ Gary S. Austin
UNITED STATES MAGISTRATE JUDGE